



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael S. Freund, et al.

Art Unit : 2856

Serial No. : 09/963,788

Examiner : Unknown

Filed : September 25, 2001

Title : NANOPARTICLE-BASED SENSORS FOR DETECTING ANALYTES IN
FLUIDS**BOX MISSING PARTS**

Commissioner for Patents

Washington, D.C. 20231

**COPY OF PAPERS
ORIGINALLY FILED**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed November 8, 2001 (copy enclosed), applicant as a small entity submits herewith the following:

- Payment of the basic filing fee of \$370;
- Payment of the additional/multiple dependent claims fees of \$243;
- Payment of \$65 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application;
- A copy of the Notice to File Missing Parts of Nonprovisional Application;
- Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;
- A check as payment of the above fees in the amount of \$678.00; and
- Other: Postcard

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

January 8, 2002

Date of Deposit

Patricia Wiggins

Applicant : Michael S. Freund, et al.
Serial No. : 09/963,788
Filed : September 25, 2001
Page : 2

Attorney's Docket No.: 06618-707001 / CIT 3312

Respectfully submitted,

Date: 1/8/02



Timothy A. Porter
Reg. No. 41,258

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Redwood City, California 94063
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Facsimile: (650) 839-5071

50074430.doc

Client/Matter Number:	06618-707001	Client/Matter Name:	CIT-3312 USE OF FUNCTIONALIZED AU THIOLS TO DETECT ANALYTES IN FLUIDS
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Sec	Att	PS	Check Items
PRE-FILING DETERMINATIONS			
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Timing
			Missing Parts Notice was checked to confirm the due date was docketed correctly & is fulfilled by this response
REQUIRED FILING ENCLOSURES			
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Caption
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Postcard
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Response
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Copy of Notice
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Filing fee
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Ext. of Time
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Mailing Mode
<input type="checkbox"/> Mailing Address			
<input checked="" type="checkbox"/> 1st Class Mail: (1) includes 1st Class mail certificate, & (2) is signed and dated <input type="checkbox"/> Express Mail: (1) includes client/matter number, & (2) is affixed to an EXPRESS MAIL ENVELOPE (use for National Stage PCT applications ONLY)			
<input checked="" type="checkbox"/> Non-Provisional U.S. App.: preprinted envelope or label is used, addressed to: Commissioner for Patents & Trademarks, Washington DC 20231 BOX MISSING PART— (Express mail would be P.O. Box 2327, Arlington, VA 22202)			
<input type="checkbox"/> Provisional U.S. App.: preprinted envelope or label is used, addressed to: Commissioner for Patents & Trademarks, Washington DC 20231 BOX MISSING PARTS Attn: Office of National Application Review—Express mail would be P.O. Box 2327, Arlington, VA 22202			
<input type="checkbox"/> National Stage PCT App.: includes EXPRESS MAIL certificate addressed to: Commissioner for Patents & Trademarks, Washington DC 20231—Express mail would be P.O. Box 2327, Arlington, VA 22202 BOX PCT			
<input type="checkbox"/> Declaration & POA <input type="checkbox"/> Verified Translation <input type="checkbox"/> Small Entity Decl. <input type="checkbox"/> Refund Petition <input type="checkbox"/> Seq. Listing <input type="checkbox"/> ALREADY FILED <input checked="" type="checkbox"/> INCLUDED <input type="checkbox"/> NONE REQUIRED <input type="checkbox"/> INCLUDED , with fee <input checked="" type="checkbox"/> NOT ELIGIBLE <input type="checkbox"/> INCLUDED <input type="checkbox"/> PREVIOUSLY FILED <input checked="" type="checkbox"/> NONE REQUIRED <input type="checkbox"/> INCLUDED , for refund of any large entity fee already paid <input checked="" type="checkbox"/> NONE REQUIRED <input type="checkbox"/> INCLUDED (Checklist for Sequence Listing has been completed)			
TASKS AFTER ATTORNEY/AGENT CHECK			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	File copies (1) are complete & (2) include all signatures and dates
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Express Mail Decl. <input checked="" type="checkbox"/> NONE <input type="checkbox"/> IF USED: (1) Mailing Label # is correct & (2) Mailing Label stub/sticker is attached to Declaration
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Manual Docket Billing secretary's manual docket entry is updated
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Database Update Copy of postcard sent to Patent Services
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Folder Update File copy, tab, and updated table of contents are filed in prosecution folder

Checked By:	<i>Trish Wiegert</i>	<i>TAB</i>	Attorney/Agent	Date
	<i>Secretary</i>			

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D. C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/963,788	09/25/2001	Michael S. Freund	06618-707001

CONFIRMATION NO. 9139

FORMALITIES LETTER



OC000000007044256

SCOTT C. HARRIS
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4350 La Jolla Village Drive
San Diego, CA 92122

COPY OF PAPERS
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Date Mailed: 11/08/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

11/01/2001 BASED ON 09/25/2001

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$486.
 - **\$486** for 27 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1326.**

A copy of this notice MUST be returned with the reply.

Initials:
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE